

**California Victim Compensation and Government Claims
Board
Open Meeting Minutes**

May 18, 2006 Board Meeting

The California Victim Compensation and Government Claims Board (Board) convened its meeting in open session at the call of Rosario Marin, Secretary, State and Consumer Services Agency, at the First Floor Hearing Room, 630 "K" Street, Sacramento, California, on Thursday, May 18, 2006, at 10:00 a.m. Also present were Board members Windie Scott, Deputy State Controller, acting for and in the absence of Steve Westly, Controller, and Michael Ramos, San Bernardino District Attorney.

Board staff present included Karen McGagin, Executive Officer; Tom O'Connor, Chief Deputy Executive Officer; Kathleen Andleman, Chief Counsel; and Linda Paluda, Manager, Government Claims Program. Lola Odunlami, Board Liaison, recorded the meeting.

The Board meeting commenced with the Pledge of Allegiance.

Item 1. Minutes for April 20, 2006

The Board voted to adopt the minutes of the April 20, 2006, Board meeting. The Chairperson abstained from the vote.

Item 2. Public Comment

The Board opened the meeting for public comment. No public comment was offered.

Item 3. Executive Officer's Statement

Karen McGagin, Executive Officer, introduced the new Board Liaison, Lola Odunlami, thanked Tisha Heard, who has been acting Board Liaison, and recognized the deputy executive officers for their efforts and accomplishments.

Karen McGagin gave her report, which included the following information:

- Governor Schwarzenegger's significant actions on behalf of victims of crime during the month of April 2006:
 - The creation of Crime Victim Advocate position in the Governor's office;
 - The Proclamation declaring April 23 to 29 National Crime Victims' Rights Week and,
 - His participation in an event in Orange County marking the collection of more than \$100 million for crime victim restitution.
- VCGCB 2006 Strategic Plan.
- VCGCB Training and Outreach endeavors.

The Chairperson, in response to the Executive Officer's report asked that specific measurable objectives be included in the Strategic Plan.

Government Claims Program

Item 4. Consent Agenda

Numbers 15 and 16

Cedars Engineering

G557477 and G557518

Tara Todd, Staff Counsel, appeared on behalf of the Department of Parks and Recreation. Robert Robinson, Associate Civil Engineer and James Buenviaje, Construction Supervisor II, also appeared on behalf of the Department of Parks

and Recreation. Cedars Engineering did not appear; a fax was received at 6:30 am on May 18, 2006 requesting a continuance.

The Board denied the request for continuance and voted to adopt the staff recommendation to deny the claim.

Number 17 **Hadlock Robert**

G557557

Christine Rose, Manager Program Support Field Operations Division appeared on behalf of the Department of Motor Vehicles. Robert Hadlock also appeared.

The Board voted to adopt staff recommendation to partially allow the claim in the amount of \$1,069. The Board, with the Controller's office abstaining, also voted to award additional \$856 to the claimant for travel expenses.

Total Claims	Claims Rejected	Late Claims		Claims Allowed in Whole or Part	Claims Allowed	
		Denied	Granted		Paid via Gov. Code §965	Paid via Claims Bill
105	95	2	1	7	6	1

Item 5. WestEd

G558051

Gerald Shelton, Assistant Superintendent of Public Instruction for Fiscal and Administrative Services, appeared on behalf of the Department of Education. Richard Whitmore, Chief Financial Officer, appeared on behalf of WestEd.

The Board voted to adopt the staff recommendation to allow the claim.

Item 6. Susan L. Sabin

G554427

Elizabeth Abreu, Tax Counsel IV, appeared on behalf of the Board of Equalization. Suzanne Small, Tax Counsel III, appeared on behalf of the Franchise Tax Board.

The Board voted to adopt the staff recommendation to deny the claim.

Item 7. Consideration of Applications Filed by Charitable Organizations to Participate in the 2006 California State Employees' Charitable Campaign

The Board voted to adopt the staff recommendation.

Item 8. Jeannette Turner

G343484, G513787 and G343837

At the request of the claimant, this item was continued to the June Board meeting.

Item 9. John Stoll

G550759

Catherine Starr and Cookie Ridolfi, from the Northern California Innocence Project, appeared on behalf of the claimant.

Michael Farrell, Deputy Attorney General, appeared on behalf of the Attorney General's Office. Claimant John Stoll also appeared.

The Board voted to adopt the proposed decision. The Chairperson abstained from the vote.

**Item 10. Protest of Applied Graphics
Request for Bid No. 55032**

Steven A. McGee, Senior Staff Counsel, appeared on behalf of the Department of General Services.

The Board voted to adopt the proposed decision to dismiss the protest without further hearing.

**Item 11. Protest of Brucker Daltonics
Request for Bid No 55139**

Steven A. McGee, Senior Staff Counsel, appeared on behalf of the Department of General Services.

The Board voted to adopt the staff recommendation to dismiss the protest without further hearing.

**Item 12. Protest of Bowe, Bell & Howell
Request for Bid No. 54785**

Steven A. McGee, Senior Staff Counsel, appeared on behalf of the Department of General Services. Mike Porter, Technical Solutions Manager, appeared on behalf of Bowe, Bell and Howell.

The Board voted to adopt the staff recommendation to deny the protest.

VICTIM COMPENSATION PROGRAM

The Board commenced the Victim Compensation Program portion of the meeting at 11:10 a.m.

Item 13. Consent Agenda

Numbers 1-113 The Board voted to adopt the staff recommendations.

Item 14. Reconsiderations

Numbers 114-127 The Board voted to adopt the staff recommendations with the exception of item No.127, which was continued.

Item 15. Reconsiderations Recommended for Partial Allow and Denial

Number 128 The Board voted to adopt the staff recommendation.

Closed Session

Pursuant to Government Code sections 11126(c)(3) and 11126(e), the Board adjourned into Closed Session with the Board's Executive Officer, Chief Deputy Executive Officer, and Chief Counsel at 11:20 a.m. to deliberate on the proposed decisions for agenda item numbers 129 through 158 and to confer with and receive advice from legal counsel regarding pending litigation.

The Board reconvened into open session at 11:25 a.m.

The Board voted to adopt the proposed decisions, except for items 129 through 131 and 154, which were continued, and item 132, which has been remanded for further review.

Adjournment

The meeting was adjourned at 11:29 a.m.

KAREN McGAGIN
Executive Officer

I certify that the California Victim Compensation and Government Claims Board adopted these minutes at its meeting of June 15, 2006, at Sacramento, California.

Date: June 15, 2006

By: _____
Lola O. Odunlami
Board Liaison

(Affix seal here)